

SENATE COMMITTEE AMENDMENTS

2021 Regular Session

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 691 by Representative Bacala

1 AMENDMENT NO. 1

2 On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through
3 20 and on page 2, delete lines 1 and 2 and insert:

4 "R.S. 34:851.20(A)(1) and 851.32(A), R.S. 56:8(16)(a)(ii) and (b)(i), 10(B)(1)(a)(i),
5 (e), (f), and (g), (5), (7)(a), (9), and (10), and (D), 10.1(B) and (C), 103(A) and
6 (C)(1), 109(D), 116(C)(1) and (D), 116.1(C)(3), 171(A), 172(B), 251(A)(1) and (3)
7 through (6), 253(C)(1), 258, 262(A), (B), and (D), 263(A), 302, 302.1(A) through
8 (C), 302.9(A)(1), (C), and (F), 302.9.1(A), (B), and (E), 302.10(B) and (C), 303(B),
9 (D)(1), and (F), 303.1.1(B), (C), and (E), 303.6(B), 304(B) and (C), 304.1(B), 305(B)
10 and (C)(1), 305.1(B) and (C), 306(B)(6)(c), 306.1(B)(7)(b) and (c), 306.2(A)(1), and
11 (B), 306.3, 306.4(C)(1), 306.5(A)(introductory paragraph), 307.1(A), 322.1(A),
12 322.2(A), 325.1(A)(1), (3)(a), and (C)(2)(d), 325.3(A)(1) and (C), 326(E)(2) and (H),
13 330(B), 412(A)(2) and (5), 433.1(A)(1), 442(B), 449(B), 492, 500(A), 501(B)(2),
14 632.4(A), 632.5(A) and (E), 632.9(B)(1), 641, 649.1, 649.2, 649.3, 649.4, 649.7,
15 653(A), and 1833, to enact R.S. 56:8(16)(a)(v), 10(B)(4) and (7)(c), 10.3, 102,
16 112(C), 302.1(D), 303(G), 306(B)(7), 411(B)(4) through (6), 645, 678, 679, and
17 Chapter 14 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S.
18 56:3000 through 3007, and to repeal R.S. 34:851.20(N), R.S. 56:10(B)(1)(d), (6), and
19 (13), 103(E) and (F), 103.1, 104, 105, 155, 156, 157, 164, 165, 166, 256, 257, 302.1,
20 302.2, 302.3, 302.4, 302.5, 302.6, 302.9.1(D), 303.6(A), 306(A)(2), 306.1,
21 306.2(A)(2), 333(H), 433.1(C) and (D), 434.1, 446, 451,472, 506, 506.1, 579.1,
22 579.2, 641.1, 642, 643,646, 647.1, 649.5, 649.6, 650, 650.1, and 1832, relative to
23 licenses to hunt and fish; to restructure the recreational"

24 AMENDMENT NO. 2

25 On page 4, delete lines 2 through 7, and insert:

26 "303.6(B), 304(B) and (C), 304.1(B), 305(B) and (C)(1), 305.1(B) and (C),306(A)(1)
27 and (B)(6)(c), 306.2(A)(1) and (B), 306.3, 306.4(C)(1), 306.5(A)(introductory
28 paragraph), 307.1(A), 322.1(A), 322.2(A), 325.3(C), 326(E)(2) and (H), 412(A)(2)
29 and (5), 433.1(A)(1), 442(B), 449(B), 492, 501(B)(2), 632.4(A), 632.5(A) and (E),
30 632.9(B)(1), and 653(A) are hereby amended and reenacted and R.S. 56:10(B)(4),
31 102, 112(C), 303(G), and 411(B)(4) through (6) are hereby enacted to read as"

32 AMENDMENT NO. 3

33 On page 4, between lines 25 and 26, insert:

34 "(b)(i) Pay annually into a special fund created in the state treasury and
35 designated as the "Shrimp Marketing and Promotion Fund" an amount equal to the
36 fees collected pursuant to R.S. 56:305(G) and paid into the treasury by the
37 commission. All expenditures and allocation of monies from this fund shall be
38 administered by the Louisiana Shrimp Task Force to be used for the development of
39 markets for shrimp and creation of marketing strategies for the development and
40 market expansion for shrimp harvested from Louisiana waters. The task force may
41 contract with the Louisiana Seafood Promotion and Marketing Board to promote the
42 Louisiana shrimp industry.

43 (ii) Pay annually into a special account created in the Conservation Fund and
44 designated as the "Shrimp Development and Management Account" an amount equal
45 to the fees collected pursuant to R.S. 56:305(B)(1) and (C)(1) and paid into the

treasury by the commission. All expenditures and allocation of monies from this fund shall be administered by the department. The Shrimp Development and Management Account is intended to defray the cost of the shrimp program within the department and support the functions of the Shrimp Task Force, specifically to assist in funding salaries and financial support including associated indirect costs for employees in the shrimp program, the management of the shrimp population, law enforcement activities associated with shrimp industry, research on all aspects involved with the shrimp resource and industry and authorized activities of the Shrimp Task Force.

* * *

AMENDMENT NO. 4

On page 5, line 17, after "56:305(B)(3)" delete "and (8)"

AMENDMENT NO. 5

On page 12, line 13, after "violation." delete the remainder of the line and between line 13 and 14, insert "* * *"

AMENDMENT NO. 6

On page 19, between lines 4 and 5, insert:

- "(1) Shrimp Gear:
- (a) Butterfly nets: twenty-five dollars for each butterfly net.
- (b) Skimmer nets: twenty-five dollars for each skimmer net.
- (c) Trawls: twenty-five dollars for each trawl, except no fee is required for use of a test trawl, as defined by R.S. 56:495.1(A), when used with another trawl for which the gear fee has been paid.
- (d) Freshwater shrimp net: twenty-five dollars to use a freshwater shrimp net in accordance with R.S. 56:501.
- (e) All revenue collected from the sale of shrimp gear fees established in this Paragraph, or from nonresident shrimp gear fees collected pursuant to Paragraph (C)(1) of this Section shall be credited to the Shrimp Development and Management Account as provided in R.S. 56:10(B)(1)(b)(ii)."

AMENDMENT NO. 7

On page 19, at the beginning of line 5, change "(1)" to "(2)", and at the beginning of line 12, change "(2)" to "(3)", and at the beginning of line 19, change "(3)" to "(4)"

AMENDMENT NO. 8

On page 19, line 21, after "56:333" delete the remainder of the line and delete line 22 and insert a period " ."

AMENDMENT NO. 9

On page 20, line 14, change "three" to "two"

AMENDMENT NO. 10

On page 20, at the end of line 17, delete "gill nets, trammel" and at the beginning of line 18, delete "nets, strike nets, or seines" and insert "or other legal gear"

AMENDMENT NO. 11

On page 20, at the beginning of line 26, change "(4)" to "(5)" and at the beginning of line 29, change "(5)" to "(6)"

1 AMENDMENT NO. 12

2 On page 20, line 27, change "fifty" to "twenty-five"

3 AMENDMENT NO. 13

4 On page 23, delete lines 26 through 29 and on page 24, delete lines 1 through 11

5 AMENDMENT NO. 14

6 On page 24, delete lines 24 through 28, and insert:

7 "A.(1) Any person buying, acquiring, or handling, from any person, by any
8 means whatsoever, any species of fish, whether fresh, frozen, processed, or
9 unprocessed, in Louisiana from within or outside the state, for sale or resale,
10 including bait species, whether on a commission basis or otherwise, is a
11 wholesale/retail seafood dealer and must purchase a wholesale/retail seafood dealer's
12 license. ~~A licensed wholesale/retail seafood dealer may act as a retail seafood dealer
13 as specified in R.S. 56:306.1.~~

14 * * *

15 B.

16 * * *

17 (6) Restaurants and retail grocers who only purchase fish, whether fresh,
18 frozen, processed, or unprocessed, from a licensed wholesale/retail seafood dealer
19 and only sell such fish fully prepared for immediate consumption by the consumer
20 need not be licensed in compliance with the provisions of this Section. Any
21 restaurant or retail grocer who sells fish as described in this Section shall be licensed
22 in accordance with the applicable law. All restaurants and retail grocers shall
23 maintain records as required in this Subpart.

24 (7)(a) In addition to the license requirements contained in this Section, any
25 wholesale/retail seafood dealer who exports or attempts to export outside of the state
26 of Louisiana any crabs, soft shell crabs, boiled crabs, containerized crabmeat, or
27 containerized pasteurized crabmeat shall be required to purchase a wholesale out-of-
28 state crab shipping license in addition to his wholesale/retail dealer's license. The
29 wholesale out-of-state crab shipping license shall be issued in the same manner as
30 a wholesale/retail seafood dealer's license and shall be issued only to a person who
31 is a licensed wholesale/retail seafood dealer.

32 (b) The fee for a wholesale out-of-state crab shipping license shall be ~~one~~ two
33 hundred ~~forty~~ dollars per year. The license shall be valid for one year, beginning on
34 January first of each calendar year and expiring on December thirty-first of the same
35 calendar year. The license may be purchased at any time of the year for the current
36 license year and from November fifteenth for the immediately following license
37 year."

38 AMENDMENT NO. 15

39 On page 25, delete lines 7 through 27

40 AMENDMENT NO. 16

41 On page 26, at the end of line 2, change "six" to "five" and on line 2, change "twenty-five"
42 to "fifty"

43 AMENDMENT NO. 17

44 On page 26, at the beginning of line 4, change "three thousand" to "two thousand two
45 hundred"

46 AMENDMENT NO. 18

47 On page 26, delete lines 7 through 9

1 AMENDMENT NO. 19

2 On page 26, line 11, delete "and retail seafood dealer's" and at the beginning of line 12,
3 delete "license"

4 AMENDMENT NO. 20

5 On page 26, line 15, delete "and retail seafood dealer's license"

6 AMENDMENT NO. 21

7 On page 26, delete line 17, and insert:

8 "A. A wholesale/retail seafood dealer's license ~~and a retail seafood dealer's~~
9 ~~license are~~ is valid for one year, beginning on January first of each calendar year and
10 expiring on December thirty-first of the same calendar year."

11 AMENDMENT NO. 22

12 On page 26, at the end of line 18, delete "and retail seafood dealer's" and at the beginning
13 of line 19, delete "license"

14 AMENDMENT NO. 23

15 On page 26, between lines 20 and 21, and insert:

16 "C. The department may also authorize the purchase of a wholesale/retail
17 seafood dealer's license ~~and a retail seafood dealer's license~~ for a four-year period at
18 four times the cost of the annual license fee.

19 §306.4. Restrictions on buying and selling and transportation by wholesale/retail
20 seafood dealers, ~~retail seafood dealer's license~~; restaurants and retail
21 grocers

22 * * *

23 C.(1) ~~Retail seafood dealers, restaurants,~~ Restaurants and retail grocers shall
24 buy directly only from wholesale/retail seafood dealers licensed in Louisiana. When
25 a ~~retail seafood dealer~~, restaurant, or retail grocer purchases fish from an out-of-state
26 seller and brings the fish into the state, he shall buy directly from those persons from
27 whom he can legally purchase fish in the state of purchase. When a restaurant or
28 retail grocer buys fish from an out-of-state seller and brings the fish into the state,
29 the restaurant or retail grocer shall be licensed in accordance with the provisions of
30 R.S. 56:306 ~~or 306.1~~ and shall possess a valid transport license when bringing such
31 fish into the state.

32 * * *

33 §306.5. Records

34 A. Wholesale/retail seafood dealers, ~~retail seafood dealers~~, restaurants, and
35 retail grocers shall keep, in the English language:"

36 AMENDMENT NO. 24

37 On page 32, delete lines 4 through 18

38 AMENDMENT NO. 25

39 On page 34, line 21, delete ""104(A)(7)," and delete "the heading"

40 AMENDMENT NO. 26

41 On page 34, delete line 22 and at the beginning of line 23, delete "151,"

1 AMENDMENT NO. 27

2 On page 34, line 25, after "10(B)" delete "(4)" and at the beginning of line 26, delete "and"

3 AMENDMENT NO. 28

4 On page 37, line 24, change "breeding" to "Louisiana wintering" and after "waterfowl"
5 insert ", the funds to be expended for such purposes through Ducks Unlimited, Inc. or"

6 AMENDMENT NO. 29

7 On page 39, line 1, change "Fund" to "Account"

8 AMENDMENT NO. 30

9 On page 39, line 2, after "A.(1)" insert "There is hereby created within the Conservation
10 Fund a special account designated as the "Lifetime License Endowment Trust Account.""

11 AMENDMENT NO. 31

12 On page 39, line 10, change "Fund" to "Account"

13 AMENDMENT NO. 32

14 On page 39, line 12, change "fund" to "account"

15 AMENDMENT NO. 33

16 On page 39, line 13, change "fund" to "account"

17 AMENDMENT NO. 34

18 On page 39, at the end of line 17, change "Fund," to "Account,"

19 AMENDMENT NO. 35

20 On page 40, delete lines 13 through 25

21 AMENDMENT NO. 36

22 On page 44, delete lines 24 through 29 and on page 45, delete lines 1 through 3

23 AMENDMENT NO. 37

24 On page 57, line 4, after "River" insert "and the Pearl River"

25 AMENDMENT NO. 38

26 On page 57, line 5, after "River" insert "and the Pearl River" and change "that" to "those"

27 AMENDMENT NO. 39

28 On page 58, delete lines 23 through 25, and insert "B. Licenses issued pursuant to this Part
29 shall be valid for a period of one year from the date of issuance. In the case where"

30 AMENDMENT NO. 40

31 On page 60, between lines 8 and 9, insert:

32 "(3) Any person who was born in Louisiana and who possesses a valid
33 Louisiana birth certificate may purchase a nonresident temporary hunting and fishing

1 license that is valid for ten consecutive days for the cost of an annual resident license
2 conveying an equivalent privilege."

3
4

AMENDMENT NO. 41

5 On page 60, line 20, after "Forces," insert "including" and after "Guard" delete "."

6 AMENDMENT NO. 42

7 On page 60, line 21, after "Guard" insert "."

8 AMENDMENT NO. 43

9 On page 60, line 27, after "of the" delete the remainder of the line and line 28 and insert
10 "United States Armed Forces, including the Louisiana Army National Guard or the
11 "Louisiana Air National Guard, having a permanent service"

12 AMENDMENT NO. 44

13 On page 61, line 12, after "Forces," insert "including" and after "Guard" delete "."

14 AMENDMENT NO. 45

15 On page 61, line 13, after "Guard" insert "."

16 AMENDMENT NO. 46

17 On page 62, delete line 12 and insert "retired members of the United States Armed Forces,
18 "including the Louisiana Army National Guard or the Louisiana Air National Guard, and "

19 AMENDMENT NO. 47

20 On page 62, at the end of line 13, change "." to ":

21 AMENDMENT NO. 48

22 On page 64, at the end of line 5, insert ":

23 AMENDMENT NO. 49

24 On page 64, line 8, change "\$2.50/year" to "\$4.00/year"

25 AMENDMENT NO. 50

26 On page 65, line 5, after "Stamp" insert ", and Print Fund"

27 AMENDMENT NO. 51

28 On page 65, delete line 14

29 AMENDMENT NO. 52

30 On page 65, line 15, change "Section 5." to "Section 4."

31 AMENDMENT NO. 53

32 On page 65, delete line 16, and insert "Section 5. R.S. 56:10(B)(13), 256, 257, 302.9.1(D),
33 306(A)(2), 306.1, 306.2(A)(2), 333(H), 433.1(C) and (D), 434.1, 446, 451,472, 506, 506.1,
34 579.1, and 579.2 are hereby repealed in their"

1 AMENDMENT NO. 54

2 On page 65, line 18, change "Section 7." to "Section 6." and after "(6)," delete "and (13),"

3 AMENDMENT NO. 55

4 On page 65, line 21, change "Section 8." to "Section 7." line 25, change "Section 9." to
5 "Section 8."

6 AMENDMENT NO. 56

7 On page 65, line 27, change "June 1, 2022" to "November 15, 2021"

8 AMENDMENT NO. 57

9 On page 65, line 28, change "June 1, 2024" to "November 15, 2023"

10 AMENDMENT NO. 58

11 On page 66, delete lines 1 through 3, and insert:

12 "Section 9. This Section and Sections 1, 2, 4, 5, 7, and 8 of this Act shall
13 become effective on November 15, 2021.

14 Section 10. This Section and Sections 3 and 6 of this Act shall become
15 effective on June 1, 2022. "